

HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SIXTY-01 ASSOCIATION OF APARTMENT
OWNERS, a Washington non-profit corporation,

Plaintiff,

v.

PUBLIC SERVICE INSURANCE COMPANY;
GREAT LAKES INSURANCE, SE; ASPEN
SPECIALTY INSURANCE COMPANY;
IRONSHORE SPECIALTY INSURANCE
COMPANY; LIBERTY SURPLUS
INSURANCE CORPORATION; ALTERRA
EXCESS & SURPLUS INSURANCE
COMPANY; INDIAN HARBOR INSURANCE
COMPANY; STARR SURPLUS LINES
INSURANCE COMPANY; HOMELAND
INSURANCE COMPANY OF NEW YORK;
CERTAIN UNDERWRITERS AT LLOYD'S,
LONDON (BRIT SYNDICATE 2987); and
ARCH SPECIALTY INSURANCE
COMPANY,

Defendants.

NO. 2:22-CV-01373 JCC

STIPULATION FOR AND
[~~PROPOSED~~] ORDER OF
DISMISSAL OF CERTAIN
DEFENDANTS & CLAIMS

NOTE ON MOTION CALENDAR:
January 16, 2024

STIPULATION

IT IS HEREBY STIPULATED by counsel for the parties signing below that based on
settlements that have been achieved between the parties, all claims related to the insurers (and

STIP. FOR AND [~~PROPOSED~~] ORDER OF
DISMISSAL OF CERTAIN DEFS/CLAIMS - 1
(NO. 2:22-CV-01373 JCC)

Ashbaugh Beal
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property insurance policies) that insured plaintiff Sixty-01 Association of Apartment Owners (“Association”) through the Commercial Industrial Building Owners Alliance (“CIBA”) program for the period of time commencing on March 31, 2015, that were or could have been filed in this action should be dismissed with prejudice and without an award of costs.

The following defendants may be dismissed with prejudice and without an award of costs:

- Alterra Excess & Surplus Insurance Company and/or Evanston Insurance Company, successor in interest by merger with Alterra Excess & Surplus Insurance Company (“Evanston”);
- Arch Specialty Insurance Company;
- Aspen Specialty Insurance Company;
- Great Lakes Insurance, SE;
- Homeland Insurance Company of New York;
- Indian Harbor Insurance Company;
- Ironshore Specialty Insurance Company;
- Liberty Surplus Insurance Corporation;
- Starr Surplus Lines Insurance Company; and
- Certain Underwriters at Lloyd’s, London (Brit Syndicate 2987).

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Plaintiff's claims remain intact against defendant Public Service Insurance Company.

DATED this 16th day of January, 2024.

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Evanston Insurance Company, successor
in interest by merger with Alterra Excess
& Surplus Insurance Company
("Evanston")

ORDER OF DISMISSAL

This matter came before the Court on the parties' stipulation for dismissal of certain defendants and claims. On the basis of the parties' above stipulation, the Court hereby DISMISSES the following claims and parties with prejudice and without an award of costs:

1. All claims related to the Association's insurance through the CIBA program for the period of time commencing on March 31, 2015;
2. Alterra Excess & Surplus Insurance Company and/or Evanston Insurance Company, successor in interest by merger with Alterra Excess & Surplus Insurance Company ("Evanston");
3. Arch Specialty Insurance Company;
4. Aspen Specialty Insurance Company;
5. Great Lakes Insurance, SE;
6. Homeland Insurance Company of New York;
7. Indian Harbor Insurance Company;
8. Ironshore Specialty Insurance Company;
9. Liberty Surplus Insurance Corporation;

10. Starr Surplus Lines Insurance Company; and

11. Certain Underwriters at Lloyd's, London (Brit Syndicate 2987).

DATED this 17th day of January 2024.



Judge John C. Coughenour
UNITED STATES DISTRICT JUDGE

Presented by:

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STIP. FOR AND [PROPOSED] ORDER OF
DISMISSAL OF CERTAIN DEFS/CLAIMS - 5
(NO. 2:22-CV-01373 JCC)

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STIP. FOR AND [PROPOSED] ORDER OF
DISMISSAL OF CERTAIN DEFS/CLAIMS - 6
(NO. 2:22-CV-01373 JCC)

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CERTIFICATE OF SERVICE

I hereby certify that on January 16, 2024, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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5 The foregoing is true and correct to the best of my knowledge and belief.

6 Dated this 16th day of January, 2024, at Seattle, Washington.

7 s/ Teresa MacDonald
Teresa MacDonald